

CITY COUNCIL MEETING RESULTS

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FINAL

DATE: TUESDAY, MAY 2, 2006 P.M.

RECORDER: RAMOS

ITEM NO.	ACTIONS	R	301413	Motion / Second	VOTE	VETO Y or N
		O	19489			
53	Adopted (O-2006-97 Cor. Copy 2) Authorize Nonexclusive Chilled Water Franchise Agreement with JMIR-Chilled Water LLC, for Temperature Controlled Water Located in the Ballpark District (NOTE: 6 votes required)	O	19489	6/7	Unanimous; 1-not present	N
101	Adopted (R-2006-813) Authorize Freeway Maintenance Agreement with Caltrans for Maintenance of City Streets at Freeway Crossings on I-15, SR-52, SR-54, and SR-56	R	301413	6/7	Unanimous; 1-not present	N
331	Adopted as Amended (R-2006-921) Repeal City Council Resolution R-297335 Regarding Indemnity for Future Acts and Omissions by San Diego City Employees Retirement System (SDCERS) Board Members	R	301414	7/3	Unanimous; 1-not present	N
332	Adopted (R-2006-873) Greenbar Avenue Undergrounding Utility District; Call a Public Hearing Re Public Health, Safety or General Welfare	R	301415	7/8	Unanimous; 1-not present	N
333	Adopted (R-2006-877) Various Undergrounding Utility Districts; Call a Public Hearing Re Public Health, Safety or General Welfare	R	301416	7/8	Unanimous; 1-not present	N
334a	Adopted (R-2006-753) CWS Residence; Certify Mitigated Negative Declaration No. 6400. (NOTE: Not subject to Mayor's veto)	R	301417	7/3	Unanimous; 1-not present	
334b	Adopted (R-2006-726) CWS Residence; Adopt Findings Re Coastal Development Permit No. 10577/Site Development Permit No. 10582 (NOTE: Not subject to Mayor's veto)	R	301418	7/3	Unanimous; 1-not present	
334c	Adopted (R-2006-725) CWS Residence; Vacate Drainage Easement Located in the RS-1-7 Zone and the Coastal Overlay Zone, Coastal Height Limit and First Public Roadway Area (NOTE: Not subject to Mayor's veto)	R	301419	7/3	Unanimous; 1-not present	
	QUIT	Q				

*COMMENTS

CLOSED SESSION REPORT OUT BY ASSISTANT CITY ATTORNEY KAREN HEUMANN:

The City Council met today, May 2, 2006, in Closed Session, over the objections of the City Attorney regarding Closed Session Item 3 – SDCERS v. San Diego City Attorney Michael J. Aguirre. I was present throughout the item discussion only for purposes of keeping a written record of attendees, motions, and votes taken.

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1. The City Council voted to waive attorney-client privilege and authorize and direct the City Attorney to release transcripts from the closed sessions of July 25 and August 2, 2005, only as to those portions of the transcripts related to this case (Not unrelated closed session agenda items), to the court only for in camera review.
 - Motion by Council President Peters, Dist. 1 and
 - 2nd by Councilmember Madaffer – Dist 7
 - Vote: 6/1 (Councilmember Frye – Dist. 6 (Nay)
 - Absent Councilmember Maienschein – Dist. 5.
2. City Council discussed this item over objections of City Attorney Michael Aguirre.
3. City Attorney Michael Aguirre was not present for the discussion.
4. Executive City Attorney Don McGrath left when Council President Peters would not recuse and leave. I stayed only to keep record.
5. Council President Peters did not recuse and leave to allow City Attorney discussion. Council President Peters has a conflict of interest in this case.
6. The action taken today was not noticed. It was only noticed as an update on the status of the matter. The City Attorney is of the opinion this was a Brown Act violation.

Council President Pro Tem Young adjourned the meeting at 3:06 p.m. in honor of the memory of:

Jack “Rural” Wafer as requested by Council President Pro Tem Young.